1 2 3 4 5	SUE FAHAMI Acting United States Attorney Nevada Bar No. 5634 JEFFREY E. STAPLES, Washington Bar No. 45035 Special Assistant United States Attorney Office of the General Counsel Social Security Administration 6401 Security Boulevard Baltimore, MD 21235 E-Mail: jeff.staples@ssa.gov		
7	Attorneys for Defendant		
8			
9	UNITED STATES DISTRICT COURT		
10	DISTRICT OF NEVADA		
11	JAMIE NEIFFER,)		
12) Case No. 2:24-cv-01894-MDC Plaintiff,		
13) STIPULATION TO VOLUNTARY v.) REMAND PURSUANT TO SENTENCE		
14) FOUR OF 42 U.S.C. § 405(g) AND TO MICHELLE KING, ENTRY OF JUDGMENT FOR		
15	Acting Commissioner of Social Security,) PLAINTIFF		
16	Defendant.)		
17			
18			
19	The parties, through their respective counsel, stipulate to the following matters. The		
20	Commissioner's final decision should be reversed and remanded for further administrative		
21	proceedings before an Administrative Law Judge (ALJ). The ALJ should further develop the record,		
22	as appropriate, offer Plaintiff the opportunity for an additional hearing, and issue a new decision. The		
23	ALJ should reevaluate the evidence, including Plaintiff's statements, and reevaluate the step-five		
24	finding, as necessary.		
25			
26	Remand should be made under sentence four of 42 U.S.C. § 405(g). See Melkonyan v. Sullivan,		

1	501 U.S. 89 (1991). Plaintiff should be entitled to reasonable attorney fees and expenses pursuant to		
2	28 U.S.C. § 2412(d), upon proper request to this Court. Plaintiff should be entitled to costs as		
3	enumerated in 28 U.S.C. § 1920, under 28 U.S.C. § 2412(a).		
4	The parties further request that the Clerk of the Court be directed to enter a final judgment in		
5	favor of Plaintiff and against Defendant, reversing the Commissioner's final decision.		
6			
7 8	Dated: February 7, 2025	Respectfully submitted,	
9		/s/ Marc Kalagian	
10		MARC KALAGIAN (*as authorized via email)	
11		Attorney for Plaintiff	
12	Dated: February 7, 2025	Respectfully submitted,	
13		SUE FAHAMI	
14		Acting United States Attorney	
15		/s/ Jeffrey E. Staples JEFFREY E. STAPLES Special Assistant United States Attorney	
16		Attorneys for Defendant	
17 18			
19		IT IS SO ORDEPED	
20		HON. MAXIMILIANO D. CO JVILLIEP III	
21		UNITED STATES MAGISTRATE JUDGE	
22		DATED: 2-11-25	
23			
24			
25			
26		2	

CERTIFICATE OF SERVICE

I, the undersigned, am a citizen of the United States and am at least eighteen years of age. My business address is 6401 Security Boulevard, Baltimore, MD 21235. I am not a party to the above-entitled action. On the date set forth below, I caused a copy of the above **STIPULATION TO VOLUNTARY REMAND PURSUANT TO SENTENCE FOUR OF 42 U.S.C. § 405(g) AND TO ENTRY OF JUDGMENT FOR PLAINTIFF** to be served upon the following by:

CM/ECF:

Marc Kalagian

Marc.Kalagian@rksslaw.com

I declare under penalty of perjury that the foregoing is true and correct.

Dated: February 7, 2025

/s/ Jeffrey E. Staples
JEFFREY E. STAPLES

Special Assistant United States Attorney